

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
DECLARATION AND POWER OF ATTORNEY**

As below named inventor, I declare that I am an original, first and joint inventor of the subject matter which is claimed in the specification identified below and for which a patent is sought on the invention as titled therein. I hereby state that I have reviewed and understand the contents of said specification including the claims, as amended by any amendment referred to herein. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).

FULL NAME	LAST NAME	FIRST NAME	MIDDLE INITIAL
OF INVENTOR	Jacobs	Scott	
RESIDENCE &	CITY	STATE	CITIZENSHIP
CITIZENSHIP	Lakewood	Colorado	USA
POST OFFICE ADDRESS:			

12105 West Cedar Drive,  
Lakewood, Colorado 80228

**TITLE OF THE INVENTION: IMPROVED MOUTHPIECE**

  x   Patent Application Attached

  x   No earlier filed foreign application's priority is claimed.

**POWER OF ATTORNEY:** The power to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith is hereby granted to:

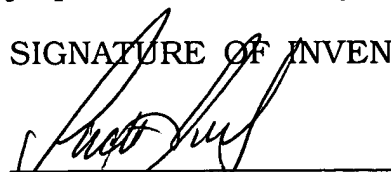
John S. Munday,

Registration No. 22,636

Law Offices of John S. Munday  
PO BOX 423  
Isanti, MN 55040  
Telephone: (763) 444-8296  
Facsimile: (763) 444-8781

I further declare that all statements made herein on my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

**SIGNATURE OF INVENTOR**

  
\_\_\_\_\_  
Scott Jacobs

**DATE:** Nov 6 '03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
VERIFIED STATEMENT (DECLARATION) CLAIMING  
SMALL ENTITY STATUS - SMALL BUSINESS CONCERN  
37 C.F.R. 1.9(c) and 1.27(c)**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below: SAFE-T-GARD CORPORATION, a Colorado corporation.

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 C.F.R. 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Code in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare the rights under contract or law have been conveyed to and remain with the small business concern identified herein with regard to the invention entitled IMPROVED MOUTHPIECE described in the SPECIFICATION FILED HERewith, by inventor Scott Jacobs, Docket No. 130136.

The rights held by the above identified small business concern are exclusive and no other individual, concern or organization has any rights to the invention, and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9 (d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR (e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b)).

I further declare that all statements made herein on my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both,

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
VERIFIED STATEMENT (DECLARATION) CLAIMING  
SMALL ENTITY STATUS BY INDEPENDENT INVENTOR  
37 C.F.R. 1.9(c) and 1.27(b)**

As below named inventor, I declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Code with regard to the invention entitled IMPROVED MOUTHPIECE described in the SPECIFICATION FILED HEREWITH, Docket No. 130136.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract of law to assign, grant, convey or licensee, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

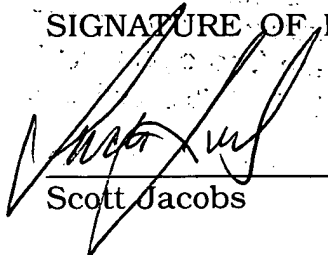
Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

SAFE-T-GARD CORPORATION  
a Colorado corporation  
12105 West Cedar Drive  
Lakewood, Colorado 80228

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b)).

I further declare that all statements made herein on my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTORS

  
\_\_\_\_\_  
Scott Jacobs

Date: Nov 6 '03